



2834

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

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Date: October 26, 2006 Name: Sara E. Vessely

Signature: Sara E. Vessely

BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Peter L. Fraenkel

Appln. No.: 10/549,343

International March 24, 2004

Filing Date:

For: SUBMERGED WATER CURRENT
TURBINE'S INSTALLED ON A DECK

Attorney Docket No: 11226/009

Examiner: Unknown

Art Unit: 2834

Conf. No. 6702

MAIL STOP AMENDMENT
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Disclosure of Prior Art (2 pgs.); PTO-1449 (1 pg.)
☒ Return Receipt Postcard.

Fee calculation:

- ☒ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

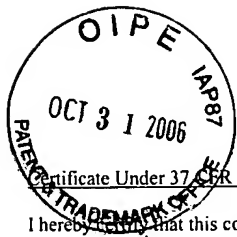
- ☐ A check in the amount of \$_____ is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925. A copy of this Transmittal is enclosed for this purpose.

Respectfully submitted,

Date

10/26/06

A. James Richardson
A. James Richardson (Reg. No. 26,983)



Certificate Under 37 C.F.R. 1.8(a)

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October 26, 2006

Sard E. Vessely

PATENT

Our Case No. 11226/009

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re: patent application of)	
)	
Peter L. Fraenkel)	Examiner: Unknown
)	
Serial No.: 10/549,343)	
)	Group Art Unit: 2834
International)	
Filing Date: March 24, 2004)	
)	Confirmation No.: 6702
For: SUBMERGED WATER CURRENT)	
TURBINE'S INSTALLED ON A DECK)	
)	

DISCLOSURE OF PRIOR ART UNDER 37 C.F.R. 1.56

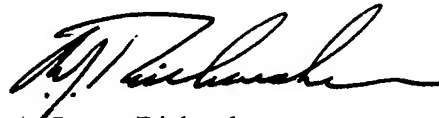
MAIL STOP AMENDMENT
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313

Sir:

In connection with the examination of the above-identified application, the
applicant, through the subscribing attorney, hereby invites the Examiner's attention to the
enclosed list of prior art.

While the attached list of prior art is believed to include the closest prior art of which the applicant is presently aware, the applicant does not represent that any search for prior art has necessarily been made nor that no better prior art exists. All the listed prior art is in the English language and therefore no explanation of its relevance is believed to be necessary. The Examiner is requested to consider the listed prior art when evaluating the patentability of the invention claimed in the present application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'A. James Richardson', with a stylized, flowing script.

A. James Richardson

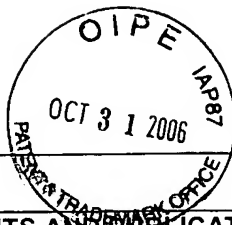
Reg. No. 26,983

BRINKS HOFER GILSON & LIONE

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FORM PTO-1449	APPLICATION NO. 10/549,343	ATTORNEY DOCKET NO. 11226/009
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	INTERNATIONAL FILING DATE March 24, 2004	GROUP ART UNIT 2834
(use several sheets if necessary)	FIRST NAMED INVENTOR: Peter L. Fraenkel	
	EXAMINER NAME: Unknown	

EXAMINER INITIALS	Cite No.	DOCUMENT NUMBER Number-Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where, Relevant Passages or Relevant Figures Appear
	A1	1,560,309	11/03/1925	Petersen	
	A2	2,501,696	03/28/1950	Spuczek	
	A3	5,440,176	08/08/1995	Haining	
	A4	6,091,161	07/18/2000	Dehlsen et al.	
	A5	6,652,221 B1	11/25/2003	Praenkel	
	A6	6,756,695 B2	06/29/2004	Hibbs et al.	
	A7				
	A8				
	A9				
	A10				
	A11				
	A12				
	A13				

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER Number-Kind Code (if known)	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	A14	WO 99/02853	01/21/1999		F03B 17/06	
	A15	WO 00/50768	08/31/2000		F03B 17/06	
	A16	WO 03/014561 A1	02/20/2003		F03B 13/12	
	A17					

EXAMINER INITIAL	NON PATENT LITERATURE DOCUMENTS (Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.		T
	A18		
	A19		
	A20		
	A21		
	A22		
	A23		

NOTE: For "T" – please place an "X" if an English translation is being provided to the Patent Office.

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.